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# MRS. SHERILL'S FATE IN HANDS OF JURORS NOW Houston Judge Threatens

Jury Put to Bed at 10:30 Without Taking Single Ballot, Is Report

## INSTRUCTIONS

Judge Hunt Informs the Jury That It Might Return Four Forms of Verdict

### INSANITY CLAIM REBUTTED

State Puts On Two Nerve Specialists Who Hold That Woman Was Sane

At 10:30 o'clock last night the jury trying Mrs. Elizabeth Sherrill charged with the murder March 23 charged with the murder March 23 of Miss Hannah Novak, was locked up for the night, following instructions previously given by District Judge Albert C. Hunt that if a verdict was not reached by that time the jury should go to bed, At 10:30 c'clock it was reported that the jurors were still reading the court's instructions and had naver taken a paliot.

after a lengthy co examination of that is deep provision was unconstitutional. Later the matter was taken before the state supreme court.

Was record to be a county and the county as had Doctor Pigford to day previous. The nerve specialist tast in his opinion the woman was suffering from "ome bitnal insanity" at the time she shot and killed Hannah Novak. He salf the salf county stated, but did not at that the mental strain she had been forced to undergo as the result of the knowledge of her husband's intelligible to the corona should be recorded to the state should be recorded to the corona should be recorded to the cor

as was also with the insane institutions in Missouri. On cross-examination Doctor Newell admitted that a person with a trace of insanity in their family might become insane when jealousy or mental worry were the inciting causes but he added that he did not believe such was the tass with Mrs. Sherrill.

Doctor Gray, a nerve specialist who testified that he had made a special study of insanity, said that in his opinion Mrs. Sherrill was sane at the time she killed the Novak firl. He said that the history of insanity in the woman's family was too remote to be considered. Defense Attorney Flint Moss objected is most of Doctor Gray's testimenty and declared that the specialist was listengthing to make a stump spech to the jury. Judge Hunt overruled facts of the objections.

Instructions Brief.

Judge Hunt's instructions were wery brief, considering the length of the trial. He told the jury that timight return four forms of a verdict, if the woman was found thing of the crime charged, he told the jury, but there was a reasonable doubt as to her sanity at the time of the shooting, the jury should decide the doubt in her favor, declare her insane and return a verdict of squittail. A verdict of guilty for murder, he instructed, meant that the jury must fix the punishment of Mrs. Sherrill at either life imprise, squeen in the penitentiary or continued on the penitentiary or continued on FAGE TWO.

# Judge Halts Cox Hearing to 'Bawl'

Prosecution for Cox Case Stories

HOUSTON, Texas, June 6.—Excusing the Jury unexpectedly at 4150 p. m. this afternoon and holding everyone else in the courtroom. Federal Judge Hutcheson arraigned newspaper reporters and threatened them with grand jury action if they did not cease predicting who the witnesses were to be in the trial of S. E. J. Cox. oil promotor.

Some local papers have been predicting that Mrs. Cox. known as the "little partner," would go on the stand and prove a great aid towards freeing her husband of charges of using the mails to defraud. This specific instance was referred to by Judge Hutcheson.

"This is no mock trial," severely

"This is no mock trial," severely remarked the judge. "I shall take CONTINUED ON PAGE TWO

# DRINKS POISON

instructions and had naver taken a hallot.

The case went to the jury at 6 o'clock last night at the conclusion of the state's-final plea for conviction made by John Goldesberry, assistant county attorney, who headed the prosecution. After close to a week of testimony, the defense has sought to build up a case of "emotional insanity" as a reason for the shooting which occurred on one of the downtown streets.

During the terrible ordeal of the courtroom Mrs. Sherrill has been caim, never showing any emotion and often staring off vacantly into space. She evinced the same unconcern during the final arguments yesterday afternoon and was outwardly calm when the jury filed out of the courtroom with the balliff carrying the court's instructions and the four forms of verdict.

The presentation of evidence in the murder trial was concluded shortly before noon yesterday and Judge Albert C. Hunt had finished reading his brief instructions before the noon hour. The defense introduced only one more witness, Dr.

# CITIES DEMAND Newspaper Men \$100,000 FROM TULSA COUNTY

Municipalities Belive They Are Entitled to Back Taxes

## BOARD WILL CONTEST

Commissioners Hold Cities Can Recover Only for City Delinquencies

### MAY DEPLETE COUNTY FUND

Towns Now Making Audits for Basis of Claims for All Delinquent Collections

THROUGH STRAW

That the county of Tulsa will be in the hole about \$100,000 if forced to pay all back tax penalties to various citles in the county, under the law which City Auditor Roy Garbett claims to have unearthed two weeks ago, was the assertion made to county commissioners yesterday by Ed Cassidy, special deputy from the state examiners' office who is stationed in Tulsa. The city of Tulsa. Sand Springs, Broken Arrow and several other smaller places are all preparing audits, according to Cassidy, which will show the total amount of money the various cities will demand from the county.

While the total amount is yet un-

mand from the county.

While the total amount is yet uncertain, Cassidy says it will be in the neighborhood of \$100,000. And if the county is forced to pay the money, according to the deputy exaniner, it will mean trouble in the county treasury. But Cassidy is of the opinion that the county will not have to pay all of the money. In a statement made yesterday in regard to the payments and the law Cassidy said:

"The law providing for such pane

"The law providing for such penalty payments on city property was passed in 1919. Shortly after its passage the Tulsa county attorney and several other county attorneys got together and after a lengthy conference and examination of that law and various other laws decided that the provision was unconstitutional. Later the matter was taken before the state supreme court.

"Several weeks ago the supreme

Alexander resigned two weeks ago while in Washington. His resignation was not made public at that time in order that

public at that time in order that the selection might be made with-out a scramble.

Bennington has been Alexander's chief cierk in the revenue office at Oklahoma City. Senator Harreld, who made the recommendation of Bennington, is in Ardmore at the bedside of his aged father, but it is understood Bennington's confirmaunderstood Bennington's confirma-tion was arranged for before Har-reld left the city.

Richard Ballinger Is Dead. SEATTLE, Wash., June 6.—Judge Richard A. Ballinger, who was sec-retary of the interior during President Taft's administration, died at struction at Muskogee. The govern-his home here tonight. He had been ment will pay the state of Oklahoma ill two days.

# All Broadway Pays Tribute To Lillian Russell Moore, Beauty Who Never Grew Old

Medley Which Makes Up Stageland Has a Word of Praise for "Greatest of Them All"—Actress Loved by All "Backstage" Folks to Be Buried Thursday.

NEW YORK, June 6.—Broadway, the Great White Way—forgot its "small talk" today and resorted to reminiscences, there in paying rare tribute to Lillian Russell, the blonde beauty who never grow old, who died this morning in her Pittsburgh home.

In quiet corners of the clubs, old timers recalled memories of the music hall on Broadway where Lillian Russell played in the days of Weber and Fleids. It wasn't the Broadway of today, but a simpler Broadway of today, but a simpler Broadway of today, but a simpler street was the center of the "White street was the center of the "White Lights."

Lillian's last appearance on the

Lillian's last appearance on the Broadway of 1922 was on April 24, when she sang at a public celebration at the Palace.

On the curb, around "theater town" the region about Times square, dancers, acrobats, songwriters, "dramatic people" all the great medicy that makes up stage land, said a word or two in praise of the woman who had just died.

"The greatest of them all," they called her.

Officially, tribute is being paid by the professional world through their clubs. Floral tributes will be sent by nearly all of them. The Lambs, the Players club, the National Vaudeville association, the Green Room club and others will be rep
ALTONI AND MATM.

Idid not love her."

PITTSBURGH, June 6.—Funeral services for Mrs. Lillian Russell-Moore, who died at her home here for Mrs. Lillian Russell-Moore, who died at her home here for first lillian Russell-Moore, who died at her home here for first Prestong will then held in Trinity Protestant Episcopal church Thursday will be held in Trinity Protestant Episcopal church Thursday will then be placed in a vault until a suitable mausoleum can be erected by her husband, Alexander P. Moore, publisher of the Plittsburgh Leader.

During the day many telegrams of condolence reached Mr. Moore and other members of the family from all parts of the country. They from all parts of the country. They clubs. Floral tributes will be sent by nearly all of them. The Lambs, the Players club, the National Vaudeville association, the Green Room club and others will be rep
Room club and others will be rep
ALONIA COLOR IN COLOR

Elimination of St. Louis or Illegal Expenditure of Funds K. C. Terminals Will Speed Up All Traffic

Maty Quits K. C. Terminal.

Incidentally, it is pointed out that the Missouri, Kansas & Texas' notice of a withdrawal from the Kansas City union station, given some time or a withdrawal from the Kansas City union station, given some time ago, was the first step taken in the plans for the merger. The two lines are members of the terminal company. Each of the 12 roads in the terminal association has an equal share in the terminal properties. The Katy announced that it would withdraw from the union station and build a terminal station on Southwest boulevard, near Rosedsle. The other roads in the station com-

strough breakdewn which lead to the flash of temporary insanity. Doctor Dwyer gave more qualifications to indicate they had marital to the flash of temporary insanity. Doctor Dwyer gave more qualifications are not provided. In fact the latification of the flash of the potential with the flash of the latification of of the City, The Missouri, Kansas & Texas now

has no Chicago connections by its continued on Page Two

U. S. to Lease Veterans Hospital at Muskogee Special to The World.

WASHINGTON. June 6.—Oklahoma City today lost out on its plan
for one of the big new government
hospital. for which Senator J. W.

Harreld had asked.

Freeident Harding approved the plan of Director Forbes to lease the 225-bed hospital now under construction at Muskogee. The governa yearly rental of \$200,000.

in Violation of State Law the Main Charges

Special to The World.

TOPEKA. Kan., June 6.—From sources regarded here as semi-official, it is stated that there is practical, it is stated that there is practically no doubt as to the final success of the negotiations between the Missouri, Kansas & Texas and the Chicago & Alion for a merger of the two systems.

It is stated that the negotiations have reached a point where the equipment of the merger is being prepared. The higher officials of both systems are pushing the details in preparation for an early merger.

A new angle in the Owasso school stopped him, according to the story.

A new angle in the Owasso school story.

The men asked Mr. Irwin to sign a confession, which they had prepared, it was said, admitting he set like to bis church. Mr. Irwin, with a formally charged with arson in connection with the fires. The confession also contained an admission that Mr. Irwin's abduction several works ago was planned by Irwin himself, according to the story.

The masked men in another car, who story.

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The notices and demands for resignations were contained in let-ters bearing the date of June 5, which were signed by County Attorney Seaver. The letters w

### Life May Depend Upon Check You Send In Today

Milk and Ice Fund Means Health to Poor Babies in Heated Season

It's going-away time to a cool clime for many Tuisans and their families. But not for a greater number of poor bables and child-dren who must remain here throughout the inevitable "dog days" of July and August—and suffer without means to ameliorate the heat.

orate the heat.

Tules vacationists in gay summer resorts, cooled by occan breezes or by mountain motor trips can make sure that when they are comfortable the little daughters and sens of the poor 

# PASTOR WHIPPED ON REFUSAL TO **CONFESS GUILT**

Rev. Irwin of Lawton Assaulted by Masked Men, He Says

### DEMANDS CONFESSION

Threaten Victim With Death When He Denies Buring of His Church

CLOTHING TORN OFF

ALTON AND KATY

MERGER ASSURED

OF SCHOOL FIGHT

New System Will Have
Lines From Chicago
to Gulf Ports

WOULD SHORTEN HAUL

FEELING VERY BITTER

story Irwin is said to have told friends.
Irwin refused himself to all visitpris today and would make no statement. The former pastor was in bed all day under the care of a physician. Dr. W. B. Mead, who attended Mr. Irwin, said the minister's back was covered with large wells and that he had a large bruise on the head.

A court of inquiry which County Attorneywould call to investigate last night's alleged assault upon Mr. Irwin, was not convened tonight but it was indicated that it would get under way would call to investigate last night's alleged assault upon Mr. Irwin, was not convened tonight but it was indicated that it would get under way would make no statepris today and would make n

Met by Masked Men.

Mr. Irwin drove out nito the country alone last evening in his motor car, according to friends. About eight miles out he was met by two masked men in another car, who stopped him, according to the story.

Mr. Irwin, according to the story, refused to sign the confession. One of the men then poked a revolver in his ribs and made a second demand, it was said, but again Mr. Irwin re-fused to sign.

Beaten Into Unconsciousness

Beaten Into Unconsciousness.

Then one of the men got into the minister's car and both cars proceeded down the road. A stop was made and the two men dragged Mr. Irwin out of the car. His shirt was torn off and the lash was applied to his back.

The men sgain asked Irwin to sign but he refused, the story goes.

The men resumed the whipping and one struck him over the head, it was chaimed.

Mr. Irwin, still refusing to sign the document, lapsed into unconsciousness under the blows and the men hastened away.

The minister revived and walked about a mile to the home of J. A. Wood, a farmer, where he appeared exhausted and hattered. Wood telephoned to Lawton and Mr. Irwin was brought to his home here.

Wood said today that Mr. Irwin told him that he recognized the voices of the men.

This story was not confirmed by the minister, however, who sent word to newspaper men that his attorney had advised him not to discuss the case.

### Tramwell Leading His Opponent in Florida

JACKSONVILLE, Fla., June 6.— Scattering returns from today's democratic primary as compiled by the Florida Times Union tonight indicated the renomination of Senator Park Trammell. Senator Trammell was leading his opponent, former Governor Albert W. Gilchrist, in all parts of the state except a few pre-cincts in west Florida. Of the 1.067 precincts in the state, reports from a few more than 100 had been recived here at 11 p. m.

Total to date .....\$45.00

Roman stone coffins have preserved the Puneral directors, \$20 S. Boulder. Phone contents 1,800 years.—Advertisement.

STANLEY & M'GUNE

Men and the farmer-labor element of the puneral directors, \$20 S. Boulder. Phone contents 1,800 years.—Advertisement.

PRAYER MEETING TONIGHT.

### Green-Eyed Vamp NEW WAGE SLICE 'Little Eva' Beats Out of Her Job

Good Little Girl Heroine Is What People Want, Picture Men Are Told

CHICAGO, June 6.—The movie "vamp," with her white face, her pencilled cycbrows, green eyes and her jade carrings is gone and will flaunt her fascinations on the silver screen no longer, motion picture theater owners were told at a meeting today.

What the public wants now, according to speakers, are good hite girls, heroines of the little Eva type, with golden hair, blue eyes, sincerity and innocence.

'The modern picture heroine," said William J. Sweeney, "must be young and inexperienced in appearance, guileless and appealing in her actions. The public has wearied of the vampire type."

# **DEMOCRATS TRY** TO OUST WILSON

Star Chamber Session of Oil Group Politicians

Star Chamber Session.

The meeting was exclusively star chamber, and no one was admitted except those who had been invited by Judge Rainy, representing the committee. Nearly all those present as well as those who originated the movement were friends of T. H. Owens, one of the candidates and it was understood that their proposition would be first, to ask that R. H. Wilson leave the race in favor of Owen and second, that Owen would quit if Wilson would, and leave the race to a compromise candidate.

It was conceded at Wilson head-quarters that he would not quit the field under any circumstances, even though his financial backing might be cut off. A committee which visited E. W. Mariand at Ponca City yesterday reported that there is a

possibility that Marland will agree to call off the financial interests behind Wilson if he can do so con-CONTINUED ON PAGE TWO

# PROGRESSIVE IS **IOWA CANDIDATE**

Brookhart Wins G. O. P. Nomination Over Machine Candidate

By the Associated Press. DES MOINES, Iowa, June 6.-Smith W. Brookhart was nominated as the republican candidate for United States senator from Iowa at the primary yesterday.
With returns received from all except 246 of the 2.348 precincts in the state, there seems to be no ques-

the state, there seems to be no ques-tion of his victory.

The vote in 2,103 precincts was:
Smith W. Brookhart, 118,493; Clif-ford Thorne, 46,429; Charles E.
Pickett, 45,903; Leslie E. Francis, 35,206; Burton E. Sweet, 30,682; Claude M. Staniey, 11,677.

Brookhart is leading Charles E.
Pickett, of Waterloo, candidate of the republican organization. Des the republican organization. Des Moines, the largest city in the state. Molnes, the largest city in the state, gave Brookhart a substantial plurality. Complete returns show Brookhart's vote in Des Moines was 5,422 while Pickett received 3.529 and Leslie E. Francis, of Des Moines, 3,548. The vote received by the other three candidates was small.

Hrookhart, who is an avowed progressive, ran on a platform which

Fival yesterday fro mithe Island of Fernando Noromba completed their trans-Atlantic flight from Liebon, plan to hop off for Rio Janerio tomorrow. The arrival here was the cause of popular demonstration.

STANLEY & Market.

# MEANS WALKOUT. **LEADERS PREDICT**

11 Unions Agree on Strike Ballot Immediately on News of Cut

### WANT 'A LIVING WAGE'

New Scale Won't Be Up to the American Standard of Living, Says B. M. Jewell

59 MILLIONS LOPPED OFF

Shop Crafts Unions Feel Big Reduction Most, Though Others Are Affected

By the Associated Press. CINCINNATI, June 6 .- Rallroad wages under the new railroad labor board orders for seven of the larger

Star Chamber Session of Oil Group Politicians Held at Capital

MAY ELIMINATE OWEN

MAY ELIMINATE OWEN

Candidates Pawns in Political Game Played Secretly by the Bosses

By CLARK M. HUDSON.

World Capital Correspondent.

OKLAHOMA CITY. June 6—A secret meeting of the democratic leaders from various parts of the state for the purpose of forcing the elimination of candidates so there will be but one opponent against J. C. Walton, who is supported by the farmer-labor league was convened in the chamber of commerce rooms here tonight.

In addition to the local committee and other leaders in the capitol, there were about 25 from other parts of the state. Including Charles B, Peters, Tulsa; John Leashy, Pawhusa & C. Charles Shaw, Lawton; W. E. Utterback, and Dr. Smith, Durant; John Roach and Dr. Fulton, Atoka; Alger Melton, former state chairman, Chickaesha; former Governor Lee Cruce, Ardmore; C. B. Kendrick, Okmulgee.

Star Chamber Session.

The meeting was exclusively star chamber, and no one was admitted except those who had been invited in would be first, to ask that R. H. Wilson leave the race in favor of the movement were friends of T. H. Wilson leave the race in favor of the movement were friends of T. H. Wilson leave the race in favor of the movement were friends of T. H. Wilson leave the race in favor of the made coy which any stoppage of work would cake place simultane-out, out of the made of the made of the made of the made of the state to the memberable in the farmer-labor in the race in favor of the made of the state to the movement were friends of T. H. Gowens, one of the candidates and it was understood that their proposition would be first, to ask that R. H. Wilson leave the race in favor of the state o

work would take place simultane-ously by organizations.

Meanwhile President Jewell inti-mated that a persistent light would be made to keep the necessity for gaining a "living wage" before the board and other responsible author-ities.

ities.

Evidence Ignored, Says Jewell
Characterizing the shops crafts
wage cut decision as "a hastily
dressed up and obviously unfair
apology" for the \$50,000,000 slash,
Mr. Jewell, head of the six shop
crafts unions, declared that the svidence in the case had been totally
ignored and that the decision gave
rise to the belief that the board was rise to the belief that the board was trying to "help the railroads carry out their labor policy."

Mr. Jeweij said the board's latest cut could be justified by no stretch of the facts.

"The board was offered evidence as to the amount precessary to see

"The board was offered evidence as to the amount necessary to secure the necessities of life for rail-road families," Mr. Jewell said. "The rates in this decision are so far below those necessary that this evidence must have been ignored." Mr. Jewell charged that tables published in the decision comparing the purchasing power of railway wages today with those of the prewar period misrepresented the facts Based on previous wage reports of the board, Mr. Jewell estimated that in the case of five crafts the new in the case of five crafts the new wages, which became effective July 1, will purchase less than those of 1915 by over 10 per cent and in the case of three crafts will mean CONTINUED ON PAGE TWO

The Newest Two-Piece Bathing Suits Leave the Censors of Beaches Aghast.

From Coronado to Atlantic City they ruied the one-piece creation must go. Now the suit that is made in two sections is all that the censors ordered, but offers, when on and wet, the illusion that it is even less of a suit than the one it was meant to dis

This is just one of the big fegtures that will appear in the SUNDAY WORLD

ORDER YOUR COPY NOW! The Best Sunday Paper in the Southwest